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21 AUG 1984

MEMORANDUM FOR: Chief, Legislation Division/OLL

FROM :  Chief, Policy & Coordination Staff/DO

25X1

SUBJECT : New Legislative Program

REFERENCE : OLL 84-2509/2, dated 25 July 1984

Per reference, we have polled the area divisions and staffs of the Directorate of Operations for suggested additions to the draft legislative program that is to be submitted to the Ninety-First Congress. This Directorate has no additions to suggest.

25X1

Attachment: Ref

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OLL 84-2509/2

25 July 1984

MEMORANDUM FOR: See Distribution

FROM:

Chief, Legislation Division
Office of Legislative Liaison

STAT

SUBJECT: Legislative Program for the First Session of
the Ninety-Ninth Congress

1. The Office of Management and Budget requires that the head of each Federal agency submit a proposed legislative program for Administration clearance each fall for the session of Congress which begins the following January 1985. This memorandum initiates the process of formulating the Central Intelligence Agency legislative program for the First Session of the Ninety-Ninth Congress, and the Agency's contribution to the Intelligence Community program that also will be submitted by the Director of Central Intelligence.

2. The following guidelines are provided to aid your component in the preparation of proposals for inclusion in the legislative program:

-- Items contained in the current legislative program, a copy of which is attached for your information, should be repeated to indicate a continued interest in the passage of these initiatives;

-- It is not necessary to submit specific statutory language, or to specify a statute to be amended. A description of each problem or goal, accompanied by an explanation of why it is thought that legislation is necessary to solve or achieve it, is sufficient;

-- All suggestions also should be accompanied by your component's views as to whether or not the proposal has Intelligence Community applicability; and

-- All proposals which seek to amend or modify Title 18, United States Code, which address law enforcement authorities or which otherwise potentially affect Department of Justice (DOJ) equities should be discussed with and coordinated with DOJ prior to their submission for inclusion in this session's legislative program.

3. I would appreciate receiving your proposals by 17 August 1984. Your cooperation in this matter is much appreciated. A memorandum similar to this one is being sent to appropriate offices throughout the Intelligence Community.



STAT

Attachment

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STAT

CENTRAL INTELLIGENCE AGENCY
AND
INTELLIGENCE COMMUNITY
PROPOSED LEGISLATIVE PROGRAM FOR THE FIRST SESSION
OF THE 99th CONGRESS

PART I -- PRESIDENT'S PROGRAM PROPOSALS

99/1 - 1: Freedom of Information Legislation

Relief for the Central Intelligence Agency from the Freedom of Information Act is necessary to end the wasteful and debilitating diversion of intelligence resources and critically needed skills into FOIA matters, to eliminate the danger of court-ordered release of properly classified information, and to maintain the confidence of human sources and foreign intelligence services in the Agency's ability to protect intelligence information provided to it. Prompt consideration and passage by the 99th Congress of legislation to provide effective relief from the resource, operational, and security problems currently besetting the Central Intelligence Agency under the Freedom of Information Act is urgently required. This proposal may become law in the current session of the 98th Congress, but will be pursued in the first session of the 99th Congress if it does not.

PART II -- OTHER PROPOSALS

99/1 - 2: Fiscal Year 1986 Intelligence Authorization Act

The Director of Central Intelligence will submit to the Office of Management and Budget a proposed Fiscal Year 1986 Intelligence Authorization Act for transmittal to the Congress..

99/1 - 3: Intelligence Personnel Protection

The proposal to provide federal criminal penalties for acts of violence against officers or employees of the Intelligence Community was passed by both Houses in the 97th Congress as part of a bill which the President declined to approve, and again was passed by the Senate in the 98th Congress. The President has stated his support for enactment of this proposal and the Director of Central Intelligence will continue to pursue it in the first session of the 99th Congress.

99/1 - 4: Overcoming Impediments to Naturalization of
Certain Persons Contributing to the National
Intelligence Mission

This proposal is designed to amend the Immigration and Nationality Act to authorize the waiver of general residency and physical presence, and several other technical requirements, which currently impede the naturalization of certain persons who have made a substantial contribution to the national intelligence mission.

99/1 - 5: Enhanced Personnel Management Authorities for the
Defense Intelligence Agency

The Director of Central Intelligence will support legislation to afford the Defense Intelligence Agency increased flexibility in the management of its personnel system. This proposal may become law as part of the Fiscal Year 1985 Intelligence Authorization Act, but will be pursued in the First session of the 99th Congress if it does not.

99/1 - 6: Classified Information Procedures Act Amendments

The Director of Central Intelligence may propose amendments to the Classified Information Procedures Act to ensure that classified information is protected from all possibility of disclosure after indictment in any criminal case.

99/1 - 7: Domestic Relocation Allowances

Pending further study of the effects of statutory amendments relating to domestic relocation of federal employees contained in Public law 98-151, the Director of Central Intelligence may propose legislation to relieve any further inequities still being experienced by Intelligence Community personnel in connection with the allowances payable as a result of permanent changes of station within the United States.

99/1 - 8: Legislation to Ameliorate the Adverse Impact of Federal Retirement System Changes on the Central Intelligence Agency's Ability to Recruit and Maintain the Quality Work Force Essential to the Effective Performance of the National Intelligence Mission

The Director of Central Intelligence may propose, either in connection with the supplemental retirement system for new federal employees to be considered by the Congress in 1985, or as an amendment to the Central Intelligence Agency Retirement and Disability System, legislation to deal with the impact of social security coverage and federal retirement system changes, particularly with respect to the adverse effect that indiscriminate increases in retirement ages would have on intelligence operations.

99/1 - 9: Avoidance of Penalty for Mandatory Retirement Prior to Age 62

Pending further review of the effects of recent legislation restoring full COLAs in January of 1986, the Director of Central Intelligence may propose legislation to amend the Omnibus Reconciliation Act of 1982 to exclude individuals who retire prior to age 62 under the mandatory retirement provisions of the Central Intelligence Agency Retirement and Disability System (CIARDS) from the COLA penalty provisions provided by the Omnibus Reconciliation Act for early retirees.

99/1 - 10: Protection of Intelligence Information

There may be a need for legislation which clearly provides criminal penalties for willful unauthorized disclosures of classified information by federal employees and others having authorized access to classified information.

99/1 - 11: Signals Intelligence Protection Act

The Director of Central Intelligence may support legislation to amend the National Security Act of 1947 to better protect sensitive signals intelligence by providing the United States with certain civil remedies in cases involving the intentional unauthorized disclosure of such information by individuals in circumstances where the individual reasonably should know that this disclosure is likely to impair the signals intelligence capability or activities of the United States.

99/1 - 12: Compensation of Director and Deputy Director of Central Intelligence

The Director of Central Intelligence will submit legislation to amend title 5, United States Code, to place the positions of Director of Central Intelligence and Deputy Director of Central Intelligence at Executive Schedule Levels I and II, respectively. This proposal may become law as part of the Fiscal Year 1985 Intelligence Authorization Act, but will be pursued in the first session of the 99th congress if it does not.

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